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## Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION

ADIDAS AMERICA, INC., and  
ADIDAS AG.

Plaintiff,

V.

WAH LEI FOOTWEAR (U.S.A.)  
CORPORATION, FU JU (U.S.A.)  
GROUP INC., LA DISCOUNT SHOES,  
SUNNY SHOES CORP., and TOP  
SHOES, INC.

## Defendants.

Case No.: CV08-04969-JFW

**FINAL JUDGMENT AND  
PERMANENT INJUNCTION ON  
CONSENT REGARDING SUNNY  
SHOES CORP.**

This Court, having considered the Complaint on file in this action, and Defendant Sunny Shoes Corp. (“Sunny Shoes”), a California corporation, having consented to the terms of the judgment and permanent injunction set forth below, this Court hereby finds as follows:

1. Plaintiff adidas AG owns and adidas America, Inc. extensively uses the Three-Stripe trademark (the “Three-Stripe Mark”), which is covered by valid U.S. Trademark Registration Nos. 870,136, 1,815,956, 1,833,868, 2,016,963, 2,058,619, 2,278,589, 2,278,591, 2,284,308, 2,909,861, 2,999,646, 3,029,127, 3,029,129, 3,029,135, 3,087,329, and 961,353 (the “Trademark Registrations”). Copies of the Trademark Registrations are attached hereto collectively as Exhibit A.

2. On July 29, 2008, adidas filed a complaint in the instant action claiming, *inter alia*, that Sunny Shoes advertised, distributed, offered for sale and sold footwear bearing four parallel stripes in a manner that infringes adidas's rights in and dilutes the distinctive quality of adidas's Three-Stripe Mark (the "Infringing Footwear"). A photograph of a representative example of the Infringing Footwear is attached hereto as Exhibit B.

3. The Court has jurisdiction over the subject matter of this action and over Sunny Shoes and venue in this action is proper in this judicial district.

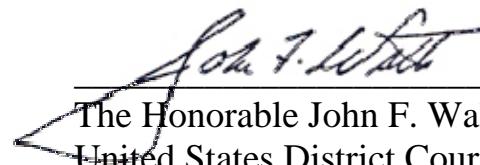
**IT IS HEREBY ORDERED that:**

1. Judgment shall be entered against Defendant Sunny Shoes as to each of the claims asserted by adidas against it.

2. Sunny Shoes and all its agents, officers, employees, representatives, successors, assigns, attorneys, and all other persons acting for, with, by, through, or under authority from Sunny Shoes, or in concert or participation with Sunny Shoes, and each of them, be **PERMANENTLY ENJOINED** and **RESTRAINED**, from:

- 1 a. manufacturing, selling, offering for sale, advertising, promoting,  
2 distributing or displaying the Infringing Footwear;
- 3 b. manufacturing, selling, offering for sale, advertising, promoting,  
4 distributing or displaying any other footwear bearing the Three-  
5 Stripe Mark or any other confusingly similar imitation of adidas's  
6 Three-Stripe Mark, including without limitation any footwear  
7 having a design, mark, or feature on the side of the upper that  
8 consists of (1) the Three-Stripe Mark (in a similar position, size  
9 and spacing as depicted in the Trademark Registrations) with one  
10 additional stripe; or (2) the Three-Stripe Mark (in a similar  
11 position, size and spacing as depicted in the Trademark  
12 Registrations) less one of the three stripes;
- 13 3. The parties shall bear their own costs, including attorneys' fees.
- 14 4. The Court shall have continuing jurisdiction to enforce the provisions  
15 of the permanent injunction entered herein.

16 IT IS SO ORDERED, this 19th day of September, 2008.

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19 The Honorable John F. Walter, Judge  
20 United States District Court  
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